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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
JOSE VASQUEZ GARCIA,)
)
Defendant.)

CR No.: 06-0557 VRW

STIPULATION AND ~~PROPOSED~~
ORDER EXCLUDING TIME

On October 3, 2006, the parties in this case appeared before the Court for a status conference. At that time, the parties stipulated that time should be excluded from the Speedy Trial Act calculations from October 3, 2006, through October 24, 2006, for continuity of counsel and for effective preparation of defense counsel. The parties represented that granting the continuance was the reasonable time necessary for effective preparation of defense counsel, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(8)(B)(iv). The parties also agreed that the ends of justice served by granting such a continuance outweighed the best interests of the public and the defendant

1 in a speedy trial. See 18 U.S.C. § 3161(h)(8)(A).

2
3 SO STIPULATED:

4 KEVIN V. RYAN
United States Attorney

5
6 DATED: 10/10/2006 _____

/s/ Derek R. Owens
DEREK R. OWENS
Special Assistant United States Attorney

8
9 DATED: 10/11/06 _____

/s/ Elizabeth Falk
ELIZABETH FALK
Attorney for Jose Vasquez Garcia

12 As the Court found on October 3, 2006, and for the reasons stated above, the Court
13 finds that an exclusion of time between October 3, 2006, through October 24, 2006, is
14 warranted and that the ends of justice served by the continuance outweigh the best
15 interests of the public and the defendant in a speedy trial. See 18 U.S.C. §3161 (h)(8)(A).
16 The failure to grant the requested continuance would deny defense counsel the reasonable
17 time necessary for effective preparation, taking into account the exercise of due diligence,
18 and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

19
20 SO ORDERED.

21
22 DATED: 10/24/2006 _____


THE HONORABLE VAUGHN R. WALKER
United States District Court Judge